

ELEVATOR SAFETY BOARD
Meeting Minutes
May 31, 2017

I. Call to order

Vice-Chairperson Wayne Sims called the meeting to order at 8:36 a.m. The meeting was held in the State Board Conference Room at 1000 E. Grand Ave., Des Moines, Iowa.

II. Roll call

Members present: Wayne Sims, Acting Chairperson
Peggy Vandenberg
Justin Carleton
Kathleen Uehling
Kerry Dixon
Marvin Schumacher

Members absent: Todd Christensen, Kris Kesterson and Amy Infelt

III. Approval of agenda

Ms. Uehling moved to approve the agenda subject to a possible delay of the Badgerow Building variance until later in the meeting to allow the petitioner time to conference in. Ms. Vandenberg seconded the motion and the board approved it unanimously.

IV. Approval of minutes from April 18, 2017

Mr. Schumacher moved to approve the April 18, 2017 minutes. Mr. Carleton seconded the motion and the board approved it unanimously.

Ms. Dixon arrived at the meeting.

V. Item for Action

- A. *Vogel Paint variance petition regarding the installation of a smoke detector in new construction (E2017-174)*

There was no representative from Vogel Paint to speak to the board on the request.

Vogel Paint is requesting a variance to eliminate the requirement to install a smoke detector at roof level.

After a discussion and review of the petition Ms. Dixon moved to deny the variance due to lack of proof of a hardship. Ms. Vandenberg seconded the motion and the board voted unanimously to deny.

- B. *Badgerow Jackson, LLC variance petition regarding the periodic inspection requirement on a disabled elevator (E2017-175)*

Mr. Bruce Debolt, Owner, participated by phone. He is requesting an extension to his expired temporary variance. The building is not occupied and the elevator controller has been removed. Plugs are in the doors to limit access to the hoistway. The elevator is currently mid-hoistway and counterweights are not landed.

He wants time to reorganize the financing and decide whether he will decommission or upgrade the elevator. Mr. Debolt stated that if the elevator is decommissioned it can't be put back into service.

Mr. Schumacher moved to grant the temporary variance for one year on the condition that 1) the counterweights are landed and 2) the chain is removed. Ms. Dixon seconded the motion with an amendment that the weights must be landed within two months. The board unanimously approved the motion.

C. Petition for Declaratory Order regarding MCP and on-site documentation filed by Duane Cummins, Otis Elevator (E2017-176)

Mr. Duane Cummins, Otis Elevator, presented the board with a handout and information regarding the requirement for maintenance control plans (MCP's) for conveyances. Mr. Cummins requests clarification on documentation and MCP's. Mr. Cummins also expressed his concern that untrained people would have access to the MCP's which might encourage someone to attempt a dangerous extraction.

Ms. Uehling moved that the board refuse to issue a Declaratory Order in response to Mr. Cummins' petition as it is unclear and does not sufficiently set forth the hypothetical facts required to make a ruling. Mr. Carleton seconded and the board unanimously approved the motion.

The board established a committee to review the information that appears on data tags and the issues set forth on Mr. Cummins' May 31, 2017, handout as 8.6.1.2.2, 8.6.1.4.1, and 8.6.4.19.7. Mr. Carleton offered to Chair the committee. Other members are Ms. Dixon, Mr. Sims, Mr. Borwey, Ms. Uehling and Mr. Baedke from the Division of Labor, Mr. Chris Shay of IUEC, Mr. Craig Clabaugh of Otis Elevator, and Mr. J. Marchak, formerly of NEIS and ATIS.

D. Petition for variance from Matt Malm regarding refuge space for an existing elevator (E2017-177)

The owner and petitioner did not attend this meeting.

The replacement hydraulic jack assembly was measured incorrectly by the petitioner. The refuge space was reduced and does not comply with the applicable code.

Ms. Dixon moved to approve the variance on the following conditions 1) place a low clearance sign in the hoistway 2) mark the area of refuge on top of the cab 3) mark the item on the top of the shaft. Mr. Schumacher seconded and the board approved it unanimously.

VI. Reports

A. Division of Labor

Mr. Jim Borwey, Manager of the Elevator Division, reported that they have posted three positions for state elevator inspector that will run through June 11.

B. Committee on inspector pay

The Labor Commissioner, Michael Mauro, stated that he submitted the information on inspector pay to the Department of Management and Department of Administrative Services. The Commissioner stated the response could take two to three months.

C. Committee on new ASME codes

Mr. Sims stated that the committee recommends adopting the new ASME code A17.1 code, the A17.8 code for wind towers, and the A18.1 wheelchair lift code.

D. Rules Review

Chapter 67 – Mr. Schumacher – No changes recommended.

Chapter 69 – Ms. Infelt sent her recommendations electronically to Ms. Uehling. Ms. Uehling will distribute those via email to the board.

Chapter 71 – Staff will remind Mr. Christensen to submit his review before July 1.

VII. Communications

A variance request from Blair Overton, Merle Hay Funeral Home, was withdrawn.

VIII. Next meeting dates

- Wednesday, July 12, 2017 at 8:30 a.m., 150 Des Moines Street
- Wednesday, August 30, 2017 at 8:30 a.m., 150 Des Moines Street

IX. Next meeting agenda

- Notice of intended action on ASME code adoption
- MCP committee report


X. Public comments

There were no public comments

XI. Adjournment

Mr. Schumacher moved to adjourn the meeting. Ms. Dixon seconded the motion. The board approved. The meeting adjourned at 10:34 a.m.

Respectfully submitted,



Ms. Kathleen Uehling